

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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CHARLES FRITSCHE,

Case No. 3:15-cv-00425-MMD-WGC

v.

**Plaintiff.**

## ORDER

ROBERT LEGRAND, et al.,

## Defendants.

13        This action is a petition for a writ of habeas corpus filed pursuant to 28 U.S.C. §  
14        2254, by a Nevada state prisoner. On October 16, 2015, this Court granted petitioner's  
15        motion for counsel and appointed the Federal Public Defender to represent petitioner in  
16        this action (dkt. no. 4). On December 16, 2015, Jason Carr of the Federal Public  
17        Defender's Office appeared on behalf of petitioner (dkt. no. 9). The Court now sets a  
18        schedule for further proceedings in this action.

19 It is therefore ordered that counsel for petitioner meet with petitioner as soon as  
20 reasonably possible, if counsel has not already done so, to: (a) review the procedures  
21 applicable in cases under 28 U.S.C. § 2254; (b) discuss and explore with petitioner, as  
22 fully as possible, the potential grounds for habeas corpus relief in petitioner's case; and  
23 (c) advise petitioner that all possible grounds for habeas corpus relief must be raised at  
24 this time in this action and that the failure to do so will likely result in any omitted  
25 grounds being barred from future review.

26 It is further ordered that petitioner will have ninety (90) days from the date of this  
27 order to file and serve on respondents an amended petition for writ of habeas corpus,  
28 which shall include all known grounds for relief (both exhausted and unexhausted).

1 It is further ordered that respondents will have forty-five (45) days after service of  
2 an amended petition within which to answer, or otherwise respond to, the amended  
3 petition. If petitioner does not file an amended petition, respondents will have forty-five  
4 (45) days from the date on which the amended petition is due within which to answer, or  
5 otherwise respond to, petitioner's operative petition.

6 It is further ordered that, if and when respondents file an answer or other  
7 responsive pleading, petitioner will have thirty (30) days after service of the answer or  
8 responsive pleading to file and serve his response.

9        It is further ordered that any state court record exhibits filed by the parties herein  
10 must be filed with an index of exhibits identifying the exhibits by number or letter. The  
11 CM/ECF attachments that are filed must further be identified by the number or numbers  
12 (or letter or letters) of the exhibits in the attachment.

13 It is further ordered that the parties send courtesy copies of all exhibits to the  
14 Reno Division of this Court. While the Local Rules provide that parties should send  
15 paper courtesy copies of filings over fifty pages, in this instance, courtesy copies may  
16 be in paper form or as PDF documents saved to a CD—so long as each PDF is clearly  
17 identified by exhibit number. Courtesy copies must be mailed to the Clerk of Court, 400  
18 S. Virginia St., Reno, NV, 89501, and directed to the attention of “Staff Attorney” on the  
19 outside of the mailing address label. Additionally, in the future, all parties must provide  
20 courtesy copies of any additional exhibits submitted to the Court in this case, in the  
21 manner described above.

22 It is further ordered that petitioner's motion to extend time to file notice of  
23 representation (dkt. no. 8) is granted *nunc pro tunc*.

DATED THIS 18<sup>th</sup> day of December 2015.

  
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**MIRANDA M. DU**  
**UNITED STATES DISTRICT JUDGE**